IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.698 OF 2007
WITH
NOTICE OF MOTION NO.1184 OF 2007

Appi Narayan Alke. ..Plaintiff.

V/s.

Ganesh Narayan Alke & Anr. ..Defendants.

Mrs. Sushma Singh i/b. Vishal Thadhani for Plaintiff.

Mr.Y.K.Tiwari i/b. K.P.Tiwari & Co. for Defendants.

CORAM: A.M.KHANWILKAR,J

DATE : SEPTEMBER 10, 2007.

P.C. :

1. Counsel for the Plaintiff fairly states that in view of the recent pronouncement on the point of jurisdiction of the Court to entertain the suit against gratituous licensee, the Plaintiff will have to move the Court of Small Causes to seek appropriate relief against the Defendants. In view of the submission made by the Plaintiff, which is not opposed by the Counsel for the Defendants, Plaintiff is permitted to present the plaint before the appropriate Court, as may be advised.

2. The parties shall appear before the Small Causes Court immediately on 24th September, 2007

without any further notice in that behalf.

3. All concerned to act on the authenticated copy of this Order.

(A.M.KHANWILKAR,J)